

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am an original, first, and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

Apparatus and Method for Compressing Body Tissue

which was filed in the Patent Office on **September 21, 2001** and which has been assigned Patent Application Serial No. **09/957,356**.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to in this declaration.

I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

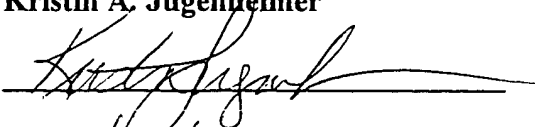
I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number 09/443,219, filed on November 18, 1999 which is currently pending.

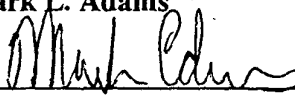
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor	:	Kristin A. Jugenheimer
Inventor's signature	:	
Date	:	12/20/07
Residence	:	73 Fifth Street, Apt. 3 Cambridge, MA 02141
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of second joint inventor	:	Russell F. Durgin, Jr.
Inventor's signature	:	_____
Date	:	_____
Residence	:	146 Knott Street Attleboro, MA 02703
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of third joint inventor	:	Mark L. Adams
Inventor's signature	:	_____
Date	:	_____
Residence	:	123 Rayburn Road Stoughton, MA 02072
Citizenship	:	United States of America
Post Office Address:	:	Same as above.

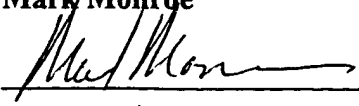
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor	:	Kristin A. Jugenheimer
Inventor's signature	:	_____
Date	:	_____
Residence	:	73 Fifth Street, Apt. 3 Cambridge, MA 02141
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of second joint inventor	:	Russell F. Durgin, Jr.
Inventor's signature	:	<u>Russell F. Durgin, Jr.</u>
Date	:	<u>December 14, 2001</u>
Residence	:	146 Knott Street Attleboro, MA 02703
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of third joint inventor	:	Mark L. Adams
Inventor's signature	:	_____
Date	:	_____
Residence	:	123 Rayburn Road Stoughton, MA 02072
Citizenship	:	United States of America
Post Office Address:	:	Same as above.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor	:	Kristin A. Jugenheimer
Inventor's signature	:	_____
Date	:	_____
Residence	:	73 Fifth Street, Apt. 3 Cambridge, MA 02141
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of second joint inventor	:	Russell F. Durgin, Jr.
Inventor's signature	:	_____
Date	:	_____
Residence	:	146 Knott Street Attleboro, MA 02703
Citizenship	:	United States of America
Post Office Address:	:	Same as above.
Full name of third joint inventor	:	Mark L. Adams
Inventor's signature	:	 _____
Date	:	12/14/01
Residence	:	123 Rayburn Road Stoughton, MA 02072
Citizenship	:	United States of America
Post Office Address:	:	Same as above.

Full name of fourth joint inventor : **Mark Monroe**

Inventor's signature : 

Date : 12/17/01

Residence : ~~79 Mayflower Road~~ **576 Highland St.**
~~Plympton, MA 02367~~ **Holliston Ma.**
01746

Citizenship : **United States of America**

Post Office Address: : **Same as above.**

Full name of fifth joint inventor :

Inventor's signature : _____

Date : _____

Residence :

Citizenship :

Post Office Address: :



APRIL 05, 2002

PTAS

Chief Information Officer
Washington, DC 20231
www.uspto.gov

KENYON & KENYON
FRED T. GRASSO
SUITE 700
1500 K STREET, NW
WASHINGTON, DC 20005



101979200A

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 01/31/2002

REEL/FRAME: 012552/0839
NUMBER OF PAGES: 17

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

JUGENHEIMER, KRISTIN A.

DOC DATE: 12/20/2001

ASSIGNOR:

DURGIN, RUSSELL F.

DOC DATE: 12/14/2001

ASSIGNOR:

ADAMS, MARK L.

DOC DATE: 12/14/2001

ASSIGNOR:

MONROE, MARK

DOC DATE: 12/18/2001

ASSIGNEE:

SCIMED LIFE SYSTEMS, INC.
ONE SCIMED PLACE
MAPLE GROVE, MINNESOTA 55311-1566

SERIAL NUMBER: 09957356
PATENT NUMBER:

FILING DATE: 09/21/2001
ISSUE DATE:

4/11/02

012552/0839 PAGE 2

MAURICE CARTER, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

02-11-2002



COVER SHEET

U.S. DEPARTMENT OF COMMERCE

ONLY

Patent and Trademark Office

Docket No. 10546/55602

101979200

To the Honorable Commissioner of Patents and Trademarks

and the attached original documents or copy thereof.

1. Name of conveying party(ies):

- (1) Kristin A. Jugenheimer,
(2) Russell F. Durgin,
(3) Mark L. Adams, and
(4) Mark Monroe

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other _____

Execution Date: (1) 12/20/01, (2) 12/14/01, (3) 12/14/01;
and (4) 12/18/01

2. Name and address of receiving party(ies):

Name: **SCIMED LIFE SYSTEMS, INC.**
Internal Address:
Street Address: **One SCIMED Place**
Maple Grove, Minnesota 55311-1566

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

09/957,356

B. Patent No.(s)

Additional numbers attached: ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Fred T. Grasso
KENYON & KENYON
Suite 700
1500 K Street, NW
Washington, DC 20005

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41).....\$40.00

- ☐ Enclosed
☒ Authorized to be charged to deposit account

8. Deposit account number:

11-0600

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Fred T. Grasso (Reg. #43,644)

Name of Person Signing

SignatureJanuary 31, 2002

Date

02/08/2002 GTON11 00000154 110600 09957356

Total number of pages comprising cover sheet: 18

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ASSIGNMENT

WHEREAS, we,

- 1) Kristin A. Jugenheimer, a U.S. citizen;
- 2) Russell F. Durgin, a U.S. citizen;
- 3) Mark L. Adams, a U.S. citizen; and
- 4) Mark Monroe, a U.S. citizen;

residing at

- 1) 73 Fifth Street, Apt. 3
Cambridge, MA;
- 2) 146 Knott Street
Attleboro, MA;
- 3) 123 Rayburn Road
Stoughton, MA; and;
- 4) ~~79 Mayflower Road~~ *576 Highland St*
~~Plympton, MA;~~ *Holliston Ma. 01746*

respectively, (hereinafter also referred to as "the Assignors"); have invented new and useful improvements in **APPARATUS AND METHOD FOR COMPRESSING BODY TISSUE**, for which we have made application for Letters Patent of the United States, said application having been filed in the United States Patent and Trademark Office on September 21, 2001, Serial Number 09/957,356; and

WHEREAS, SCIMED LIFE SYSTEMS, INC., organized and existing under and by virtue of the laws of the State of Minnesota, having an office at One SCIMED Place, Maple Grove, Minnesota 55311-1566, (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title and interest in and to the application and invention therein described and claimed and any Letters Patent that may be issued upon the application or for the improvements therein contained.

NOW, THEREFORE, in consideration of One U.S. Dollar (U.S. \$1.00) and other valuable consideration furnished by Assignee to us, receipt and sufficiency of which we hereby acknowledge, we hereby, without reservations:

1. Assign, transfer, and convey to Assignee the entire right, title, and interest in and to said inventions and discoveries, said application for Letters Patent of the United States of America, any and all other applications for Letters Patent on said inventions and discoveries in whatsoever countries, including all divisional, renewal, substitute, continuation, and Convention applications based in whole or in part upon said inventions or discoveries, or upon said applications, and any and all Letters Patent, reissues, and extensions of letters Patent granted for said inventions and discoveries or upon said applications, and every

priority right that is or may be predicated upon or arise from said inventions, said discoveries, said applications, and said Letters Patent.

2. Authorize Assignee to file patent applications in any or all countries for any or all of said inventions and discoveries in our names or in the name of Assignee or otherwise as Assignee may deem advisable, under the International Convention or otherwise.

3. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer all said Letters Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.

4. Warrant that we have not knowingly conveyed to others any right in said inventions, discoveries, applications, or patents or any license to use the same or to make, use, or sell anything embodying or utilizing any of said inventions or discoveries; and that we have good right to assign the same to Assignee without encumbrance.

5. Bind our heirs, legal representatives, and assigns, as well as ourselves, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to us or them, all acts reasonably serving to assure that the said inventions and discoveries, the said patent applications, and the said Letters Patent shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by us, our heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in form and substance as may be requested by Assignee; to communicate to Assignee all facts known to us relating to said inventions and discoveries or the history thereof; and to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in our control or in the control of our heirs, legal representatives, or assigns which may be useful for establishing the facts of our conceptions, disclosures, and reduction to practice of said inventions and discoveries.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 20
day of December, 2001.

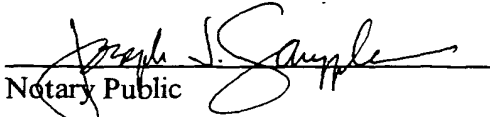

Kristin A. Jugenheimer

United States of America)

State/Commonwealth of Massachusetts) ss.:

County of Middlesex)

On this 20 day of DEC. 2001, before me personally came **Kristin A. Jugenheimer**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.


Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 4
day of _____, 2001.

Russell F. Durgin, Jr.

)
)
)

On this ____ day of _____ 2001, before me personally came **Russell F. Durgin, Jr.**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Notary Public

On this 14 day of December 2001, before me personally came **Kristin A. Jugenheimer**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 14
day of December, 2001.

Russell F. Durgin, Jr.
Russell F. Durgin, Jr.

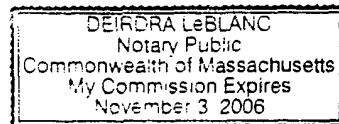
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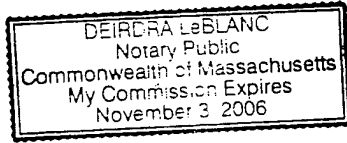
On this 14 day of December 2001, before me personally came **Russell F. Durgin, Jr.**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Deirdra LeBlanc
Notary Public



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 14th
day of December, 2001.

Mark L. Adams
Mark L. Adams



On this 14th day of Dec, 2001, before me personally came **Mark L. Adams**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Deirdra LeBlanc
Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this ____
day of _____, 2001.

Mark Monroe

On this ____ day of _____, 2001, before me personally came **Mark Monroe**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this ____
day of _____, 2001.

Mark L. Adams

)
)
)

On this ____ day of _____ 2001, before me personally came **Mark L. Adams**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.

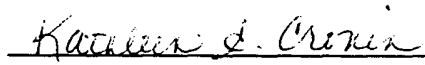
Notary Public

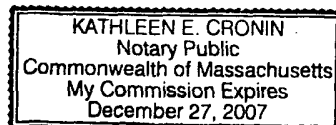
IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 18th
day of December, 2001.


Mark Monroe

)
)
)

On this 18th day of December 2001, before me personally came **Mark Monroe**, to me known to be the individual described in and who executed the foregoing instrument, and acknowledged execution of same.


Notary Public



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Kristin JUGENHEIMER et al.

Serial No.: Unassigned

Filing Date: Herewith

For: **APPARATUS AND METHOD FOR
COMPRESSING BODY TISSUE**

Group Art Unit: Unassigned

Examiner: Unassigned

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

GRANT OF POWER OF ATTORNEY PURSUANT TO 37 C.F.R. § 3.71

S I R:

Assignee hereby appoints: Charles R. Brainard (Reg. No. 21,069); John C. Altmiller (Reg. No. 25,951); Estelle J. Tsevdos (Reg. No. 31,145); Douglas E. Ringel (Reg. No. 34,416); Neil McCarthy (Reg. No. 43,435); Fred Grasso (Reg. No. 43,644); Dianoosh Salehi (Reg. No. 46,352); Dalia Grimberg (Reg. No. 47,611); Teresa Lavenue (Reg. No. 47,737); Elizabeth M. Wieckowski (Reg. No. 42,226); Brian E. Hennessey (Reg. No. 51,271); Joseph A. Coppola (Reg. No. 38,413); W. David Wallace (Reg. No. 42,210); Zeba Ali (Reg. No. 51,392); Peter J. Gafner (Reg. No. 36,517); Luke R. Dohmen (Reg. No. 36,783); Albert K. Kau (Reg. No. 40,672); Robert M. Rauker (40,782); Scott Bluni (Reg. No. 40,916); Todd P. Messal (Reg. No. 42,883); Steven A. McAuley (Reg. 46,084); and William J. Shaw (Reg. No. 43,111) to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith. All previous Powers of Attorney in connection with this application are hereby revoked. Please send all correspondence to Customer No. 23838.

and direct all phone calls to Douglas E. Ringel at (202) 220-4200.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

9/3/03
Date

Robert M Rauker
(Reg. No. 40,782)
Assistant Secretary

on behalf of:
SCIMED Life Systems, Inc.